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8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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11 UNITED STATES OF AMERICA,

No. CR S-94-0390-LKK-CMK  
CIV S-04-2563-LKK-CMK

12 Respondent,

13 vs.

ORDER

14 ANTHONY L. NAVARRO,

15 Movant.  
16 \_\_\_\_\_/

17 Movant, a federal prisoner proceeding pro se, has filed a motion pursuant to 28  
18 U.S.C. § 2255. The matter was referred to a United States Magistrate Judge pursuant to Eastern  
19 District of California local rules.

20 On December 1, 2006, the magistrate judge filed findings and recommendations  
21 herein which were served on the parties and which contained notice that any objections to the  
22 findings and recommendations were to be filed within 20 days. No objections to the findings  
23 and recommendations have been filed.

24 The court has reviewed the file and finds the findings and recommendations to be  
25 supported by the record and by the magistrate judge's analysis.

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1 Accordingly, IT IS HEREBY ORDERED that:

2 1. The findings and recommendations filed December 1, 2006, are adopted in  
3 full;

4 2. This action is dismissed, without prejudice, for lack of prosecution and  
5 failure to comply with court rules and orders; and

6 3. The Clerk of the Court is to close companion civil case no. CIV S-04-  
7 2563-LKK-CMK.

8 DATED: January 7, 2008.

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11 LAWRENCE K. KARLTON  
12 SENIOR JUDGE  
13 UNITED STATES DISTRICT COURT  
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